

SENATE MOTION

MADAM PRESIDENT:

I move that Senate Bill 161 be amended to read as follows:

- 1 Page 1, between the enacting clause and line 1, begin a new
- 2 paragraph and insert:
- 3 "SECTION 1. IC 6-2.5-2-2, AS AMENDED BY P.L.113-2010,
- 4 SECTION 47, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 5 JULY 1, 2014]: Sec. 2. (a) The state gross retail tax is measured by the
- 6 gross retail income received by a retail merchant in a retail unitary
- 7 transaction and is imposed at seven percent (7%) of that gross retail
- 8 income.
- 9 (b) If the tax computed under subsection (a) carried to the third
- 10 decimal place results in the numeral in the third decimal place being
- 11 greater than four (4), the amount of the tax shall be rounded to the next
- 12 additional cent.
- 13 (c) **A seller may elect to round the tax under subsection (b) on**
- 14 **a transaction on an item basis or an invoice basis. However, a seller**
- 15 **may not round the tax under subsection (b) to circumvent the tax**
- 16 **that would otherwise be imposed on a transaction using an invoice**
- 17 **basis."**
- 18 Page 1, line 9, strike "with or".
- 19 Page 1, between lines 9 and 10, begin a new paragraph and insert:
- 20 **"(c) For purposes of this section, "diabetic supply distributor"**
- 21 **means a person that primarily sells blood glucose meters for resale**
- 22 **and not for retail sale."**
- 23 Page 1, line 10, strike "(c)" and insert "(d)".
- 24 Page 2, after line 4, begin a new line block indented and insert:
- 25 **"(3) Blood glucose meters and the packaging or literature for**
- 26 **a blood glucose meter furnished without charge by a diabetic**
- 27 **supply distributor."**
- 28 Re-number all SECTIONS consecutively.

(Reference is to SB 161 as printed January 17, 2014.)

Senator KENLEY